

Regular Meeting

Agenda Item #	4-6
Meeting Date	6/21/04
Prepared By	Catherine Waters, City Clerk/Treasurer
Approved By	Richard M. Finn, City Mgr.

Discussion Item	2 nd Reading FY05 Budget Ordinances
Background	The City Council completed its scheduled Budget Worksession discussions and reconciliation on Tuesday, June 1, 2004. First Reading Ordinances adopting the Stormwater Management Budget, Tax Rate and General FY05 Budget were accepted by the Council on June 7.
Policy	The Council adopts the annual fiscal City Budget by two-reading Ordinances.
Fiscal Impact	FY05 Budget - \$15,383,186
Attachments	2 nd Reading Ordinances as follows: <ul style="list-style-type: none"> - Stormwater Management Budget - Tax Rate - General Fund FY05 Budget
Recommendation	Adopt Ordinances at 2 nd Reading
Special Consideration	

Introduced by: Councilmember Elrich

1st Reading: 6/07/04

2nd Reading: 6/21/04

Ordinance No. 2004-13

AN ORDINANCE TO ADOPT A STORMWATER MANAGEMENT BUDGET FOR FISCAL YEAR 04 BEGINNING JULY 1, 2004 AND ENDING JUNE 30, 2005.

WHEREAS, Article XI, Section 1101 of the Charter of the City of Takoma Park designates the Council as the Stormwater Management Board for Takoma Park with all the powers therein; **AND**

WHEREAS, Section 4-204(d), Environment Article and Article 29, Section 3-205(l) of the Annotated Code of Maryland authorizes the adoption of a system of charges for stormwater management programs by the City; **AND**

WHEREAS, Article XI, Section 1106 of the Charter of the City of Takoma Park states that the Stormwater Management Board is empowered to charge and collect stormwater utility fees and user charges in order to raise sufficient annual revenue to pay for stormwater management activities in the City; **AND**

WHEREAS, the Stormwater Management Board desires to maintain a Stormwater Management Fund for the collection and payment of revenues and expenditures as it deems necessary to provide for the construction, maintenance, operations and repair of the stormwater system in the City.

NOW THEREFORE BE IT ORDAINED BY THE STORMWATER MANAGEMENT BOARD OF THE CITY OF TAKOMA PARK

SECTION 1: THAT for the fiscal year 2005, a Stormwater Management Fee shall be imposed on real property in the City in an amount sufficient to fund the Stormwater Management Expenditures established by Section 4 of this Ordinance. The base rate for the Storm water Management Fee shall be \$28.68 as established by Ordinance 1999-14.

SECTION 2: THAT a Stormwater Management Fund shall be maintained into which shall be deposited:

- (a) All the receipts and revenues from user charges, and utility fees imposed by the City to pay for stormwater management; **AND**
- (b) All charges, fees, fees-in-lieu, grants, and other contributions received from any person or governmental entity in connection with stormwater management activities or programs.

SECTION 3: THAT from and out of the monies known to be received from the utility fees set

by the Stormwater Management Board, and from all monies to come into all funds during the twelve (12) month period ending June 30, 2005, there shall be, and hereby are appropriated Stormwater Management Fund revenues, as follows:

Utility Fees:	\$200,000
Stormwater permit fees:	2,000
Stormwater Assessment:	20,000
Penalties and Interest	100
Interest Income	2,000
SUBTOTAL	<u>\$224,100</u>
Unreserved, undesignated fund balance	10,337
TOTAL	<u>\$234,437</u>

SECTION 4: THAT there shall be, and here are appropriated the following sums for use for the support of stormwater management activities during the 2004-05 Fiscal Year:

Personal Services:	\$ 43,416
Operational Expenditures:	<u>191,021</u>
TOTAL	<u>\$234,437</u>

SECTION 5: THAT stormwater management project that are declared to be emergencies as defined by the City Council in accordance with the City Charter, may be funded through the Emergency Reserve or other reserves as may be designated by the City Council.

SECTION 6: THAT the approved FY05 budget document with account listings is to be incorporated as a part of this Ordinance by reference.

SECTION 7: THAT should any section of this Ordinance be determined to be invalid, such invalidity shall not affect any other sections.

SECTION 8: THAT this Ordinance shall be effective July 1, 2004.

Adopted this _____ day of June, 2004, by Roll Call Vote of the Stormwater Management Board for the City of Takoma Park.

AYE:

NAY:

ABSTAIN:

ABSENT:

Introduced by: Councilmember Williams

1st Reading: 6/07/04

2nd Reading: 6/21/04

ORDINANCE NO. 2004-14

AN ORDINANCE TO ESTABLISH THE TAX RATES FOR THE FISCAL YEAR 2005 BEGINNING JULY 1, 2004 AND ENDING JUNE 30, 2005.

WHEREAS, in accordance with Section 6-303 of the Tax Property Article of the Annotated Code of Maryland, the City Council is mandated to establish a municipal corporation tax rate on or before the first day of July of each year.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND

SECTION 1. THAT Section 11A-2, Chapter 11A, "Taxation", of The City of Takoma Park Code, 1972, as amended, be further amended as follows:

Section 11A-2. Annual tax levy on real and personal property.

(a) Effective July 1, 2004, all real and personal property which is subject to taxation by the City of Takoma Park shall be subject to a tax on the assessed value of such real and personal property as such value is determined by the State Department of Assessments and Taxation, at the rate of:

Real Property	\$0.66 Per \$100.00 of assessed valuation
Personal Property	\$1.65 Per \$100.00 of assessed valuation

SECTION 2. THAT this Ordinance shall be effective July 1, 2004.

Adopted this _____ day of June, 2004, by Roll Call Vote.

AYE:

NAY:

ABSTAIN:

ABSENT:

Introduced by: Councilmember Williams

1st Reading: 6/07/04

2nd Reading: 6/21/04

Ordinance No. 2004-15

AN ORDINANCE APPROVING AND ADOPTING A BUDGET FOR THE FISCAL YEAR 2005, BEGINNING JULY 1, 2004 AND ENDING JUNE 30, 2005.

WHEREAS, in accordance with Article VIII of the Charter of the City of Takoma Park, it is the determination of the City Council that the annual appropriation Ordinance should be enacted to budget and appropriate funds for the several objects and purposes for which the City must provide in the fiscal year beginning July 1, 2004 and ending June 30, 2005 (FY05).

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND, THAT

SECTION 1. **THAT** from and out of the monies and balances known to be in the General Fund of the City of Takoma Park, Maryland, and from all monies anticipated to come into all funds during the twelve (12) month period ending June 30, 2005 there shall be, and hereby are appropriated General Fund revenues of FIFTEEN MILLION THREE HUNDRED EIGHTY THREE THOUSAND ONE HUNDRED EIGHTY SIX DOLLARS (\$15,383,186) and a transfer of prior year surplus and/or Unappropriated Reserve balance to the FY05 budget as follows:

Taxes-Local	\$7,394,198
Taxes-State Shared	1,836,786
License & Permits	46,000
Revenue from other Agencies	3,927,280
Service Charges	621,500
Fines & Forfeitures	162,500
Miscellaneous	227,333
SUBTOTAL	\$14,215,597
Prior year surplus/Unreserved, undesignated fund balance	767,589
Designated for Community Center*	<u>400,000</u>
TOTAL	\$15,383,186

*Sale of City Property (Piney Branch Road) - Proceeds Designated for Community Center Fund

SECTION 2: **THAT** the City Manager is hereby authorized to transfer funds to the FY05 budget from the prior year surplus and/or Undesignated Fund Balance in the amount of SEVEN HUNDRED SIXTY SEVEN FIVE HUNDRED EIGHTY NINE DOLLARS (\$767,589).

SECTION 3: **THAT** there shall be, and here are appropriated the following sums for use by the departments and offices of the City, and for the objects and purposes for which the City must provide during the 2004-05 Fiscal Year:

Police Department	\$4,430,447
Public Works	3,203,284
General Government	1,766,449
Housing & Community Development	994,607
Recreation	1,045,394
Non-Departmental	1,199,266
Library	761,376
Capital Expenditures (General Fund)	564,000
Debt Service	312,735
Media	326,160
Computer Learning Center	56,390
General Fund Transfer to Special Revenue Fund	23,078
Transfer Out - Community Center	600,000
ERR - Contribution	100,000
AUTHORIZED FY05 EXPENDITURES	\$15,383,186

SECTION 4. **THAT** in accordance with Article VIII of the City Charter, Section 803, there is included in the Non-Departmental Budget, a General Contingency Account appropriation of SEVENTY ONE THOUSAND SEVENTY EIGHT DOLLARS (\$71,078);

SECTION 5. **THAT** a Special Revenue Fund is authorized for receipt of and expenditure of Federal, State or County funded projects, with Revenues of ONE MILLION FORTY TWO THOUSAND EIGHT HUNDRED FORTY SIX DOLLARS (\$1,042,846) inclusive of a General Fund Transfer of TWENTY THREE THOUSAND SEVENTY EIGHT DOLLARS (\$23,078), and an Expenditure appropriation of ONE MILLION FORTY TWO THOUSAND EIGHT HUNDRED FORTY SIX DOLLARS (\$1,042,846).

SECTION 6. **THAT** a Community Center Fund is authorized for the receipt of and expenditure of Federal, State or County funded projects, with Revenues of FIVE MILLION TWO HUNDRED THIRTY SEVEN THOUSAND

FOUR HUNDRED SIXTY FIVE DOLLARS (\$5,237,465), and
Expenditure appropriation of FIVE MILLION TWO HUNDRED
THIRTY SEVEN THOUSAND FOUR HUNDRED SIXTY FIVE
DOLLARS (\$5,237,465).

SECTION 7. **THAT** a five year Capital Improvements Program, intended to plan for large capital expenditures and their impact on the annual property tax rate, is adopted in the following amounts:

FY05	\$564,000
FY06	\$675,500
FY07	\$609,500
FY08	\$600,500
FY09	\$597,500

SECTION 8. **THAT** the Council hereby ratifies the storm water management budget for FY04 adopted by the Stormwater Board by Ordinance #2004-13.

SECTION 9. **THAT** the approved FY05 Budget Document and the Proposed FY05-09 Capital Improvements Program are to be made a part of this Ordinance by reference.

SECTION 10. **THAT** should any section of this Ordinance can be determined to be invalid, such invalidity shall not affect any other sections.

SECTION 11. **THAT** this Ordinance shall be effective July 1, 2004.

Adopted this _____ day of June, 2004, by Roll Call Vote:

AYE:

NAY:

ABSTAIN:

ABSENT: